

#5

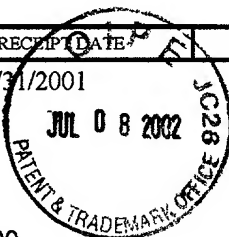


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/035,863 | 12/31/2001 | Bruce Robie | Implex-13 |

28581
DUANE MORRIS LLP
100 COLLEGE ROAD WEST, SUITE 100
PRINCETON, NJ 08540-6604



CONFIRMATION NO. 4928

FORMALITIES LETTER



OC000000008043573

COPY OF PAPERS
ORIGINALLY FILED

Date Mailed: 05/07/2002

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

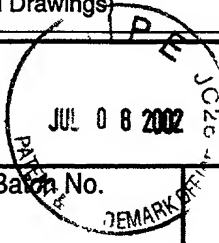
10035863-070802

TRANSMITTAL OF FORMAL DRAWINGS

(In Response to Notice of Informal Drawings)

Docket No.

Implex-13

In Re Application Of: **Bruce Robie et al.**COPY OF PAPERS
ORIGINALLY FILED

Serial No.

10/035,863

Filing Date

December 31, 2001

Batch No.

Examiner

TBA

Art Unit

3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

Address to:

Assistant Commissioner for Patents
Washington, D.C. 20231In response to the NOTICE OF INFORMAL DRAWINGS mailed on May 7, 2002 attached please find:
(date)

(a) 9 sheets of formal drawing(s) for this application.

☒ Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c).

(b) A copy of the NOTICE OF INFORMAL DRAWINGS.

Signature

Arthur L. Plevy, Esq.
Registration No. 24,277Duane Morris LLP
100 College Road West, Suite 100
Princeton, New Jersey 08540
Tel: (609) 919-4402
Fax: (609) 919-4401Dated: July 2, 2002I certify that this document and attached drawings are
being deposited July 2, 2002 with the U.S.
Postal Service as first class mail under 37 C.F.R. 1.8 and
addressed to the Assistant Commissioner for Patents,
Washington, D.C. 20231.
Signature of Person Mailing Correspondence

Cheryl L. Powell

Typed or Printed Name of Person Mailing Correspondence

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

#5 03C0
Docket No.
Implex-13

In Re Application Of: **Bruce Robie et al.**

COPY OF PAPERS
ORIGINALLY FILED

JUL 08 2002

PATENT & TRADEMARK OFFICE

Serial No.
10/035,863

Filing Date
December 31, 2001

Examiner
TBA

Group Art Unit
3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL
BODIES TO RECEIVE A REPAIR DEVICE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
May 7, 2002
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.

☒ Other (list):

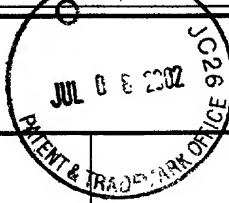
Formal Drawing Transmittal, Formal Drawings, Acknowledgment Post card.

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
Implex-13

In Re Application Of: **Bruce Robie et al.**

COPY OF PAPERS
ORIGINALLY FILED



Serial No.
10/035,863

Filing Date
December 31, 2001

Examiner
TBA

Group Art Unit
3731

Invention: INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☐ Completion of application fees as calculated below:

☐ Utility application filing fee _____

☐ Design application filing fee _____

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims _____

☐ Surcharge for late payment of filing fee and/or late filing of original declaration or oath _____

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees _____

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

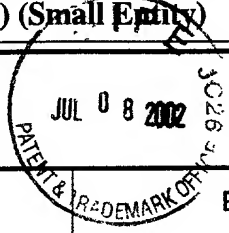
Total fees due _____

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
Implex-13

In Re Application Of: **Bruce Robie et al.**

COPY OF PAPERS
ORIGINALLY FILED



Serial No.
10/035,863

Filing Date
December 31, 2001

Examiner
TBA

Group Art Unit
3731

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of _____ is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-2061
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-2061
A duplicate copy of this sheet is enclosed.

Signature

Dated: July 2, 2002

Arthur L. Plevy, Esq.
Registration No. 24,277

Duane Morris LLP
100 College Road West, Suite 100
Princeton, New Jersey 08540
Tel: (609) 919-4402
Fax: (609) 919-4401

I certify that this document and fee is being deposited on July 2, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Cheryl L. Powell
Signature of Person Mailing Correspondence

Cheryl L. Powell

Typed or Printed Name of Person Mailing Correspondence

cc: